

Appl. No. 09/959,747
Office Action dated November 10, 2009
Amendment dated December 8, 2009

PATENT

REMARKS

Claims 1, 3-18, 22-26, 28-30 and 33-42 have been examined. Applicants gratefully acknowledge the allowance of claims 1, 3-18, 22-26 and 28-30. No claims have been amended, and claims 34-42 have been canceled. Examination of the claims, as amended, is respectfully requested.

Election/Restriction

The Office Action indicated that newly submitted claims 34-42 were directed to an invention that is independent or distinct from the invention originally claimed. Accordingly, claims 34-42 have been canceled, without prejudice, for filing in a divisional application.

Allowable Subject Matter

The Office Action indicated that claims 1, 3-18, 22-26 and 28-30 have been allowed. Since claims 34-42 have been canceled, all claims are now in condition for allowance.

CONCLUSION

In view of the foregoing, Applicants believe all claims now pending in this Application are in condition for allowance. The issuance of a formal Notice of Allowance at an early date is respectfully requested.

Further, the Commissioner is hereby authorized to charge any additional fees or credit any overpayment in connection with this paper to Deposit Account No. 20-1430.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 303-571-4090.

Respectfully submitted,

/darin j gibby/
Reg. No. 38,464

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, Eighth Floor
San Francisco, California 94111-3834
Tel: 303-571-4000
Fax: 415-576-0300
DJO/cl 62314918 v1